

JRPP No:	2010SYE115
DA No:	DA369/10
PROPOSED DEVELOPMENT	Demolish three buildings on the corner of Edward Street and Riley Street and erect a single storey chapel, vestry and associated landscaping
APPLICANT:	Australian Catholic University Ltd
REPORT BY:	Geoff Mossemeneer, Executive Planner, North Sydney Council

Amendment required to Hours of Operation Condition

EXECUTIVE SUMMARY

The University has applied for permission to build a Chapel. The application did not provide details of the hours of operation as part of their application other than indicate that “no change to staff or student numbers proposed”. The application also stated that the function of the new chapel is to meet the spiritual needs of the staff and students on the campus.

The application as notified made no mention of extending hours past the days and hours of operation that the University is currently restricted to namely : 8.00 am to 8.00 pm – Monday to Friday and 12.00 noon to 5.00 pm – Saturday (condition imposed by Land and Environment Court).

Submissions were received raising concern about additional traffic and persons visiting the site and the hours of operation. My assessment of the application concluded that there would be no additional traffic or persons as the Chapel was for the staff and students already on site and that hours of operation should be limited.

The following condition was recommended to Council:

Hours of Use

The opening hours of the Chapel shall be the same as the University being limited to the following:

8.00 am to 8.00 pm – Monday to Friday
12.00 noon to 5.00 pm – Saturday

In addition to 8.00am to 8.00pm Sunday

(Reason: Information to ensure that amenity of the surrounding locality is maintained and hours of operation are consistent with those in surrounding locality)

It must be noted that the University is not permitted to be open on Sunday and the surrounding residents were not notified or completely unaware that Sunday was included as the Chapel was to meet the spiritual needs of the staff and students on the campus. The applicant has not amended the application to include Sundays and the application was not notified to surrounding residents to include Sundays. To approve the application allowing Sundays would be approving something that was not applied for and that residents were not given proper notice. The University has been advised of the concern.

It is recommended that the condition be modified by deleting the words "In addition to 8.00am to 8.00pm Sunday.

Geoff Mossemeneer
Executive Planner